

# HB6300



## 98TH GENERAL ASSEMBLY

### State of Illinois

2013 and 2014

HB6300

by Rep. Bill Mitchell

#### SYNOPSIS AS INTRODUCED:

10 ILCS 5/25-11

from Ch. 46, par. 25-11

Amends the Election Code. Provides that, for vacancies in the office of a county board member or commissioner, the vacancy shall be filled within 60 days by appointment of the county central committee of the same political party of which the person the appointee succeeds was a member at the time of his or her election or appointment. Effective immediately.

LRB098 22657 MGM 61586 b

A BILL FOR

1 AN ACT concerning elections.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Election Code is amended by changing Section  
5 25-11 as follows:

6 (10 ILCS 5/25-11) (from Ch. 46, par. 25-11)

7 Sec. 25-11. When a vacancy occurs in any elective county  
8 office, or in a county of less than 3,000,000 population in the  
9 office of clerk of the circuit court, in a county which is not  
10 a home rule unit, the county board or board of county  
11 commissioners shall declare that such vacancy exists and  
12 notification thereof shall be given to the county central  
13 committee or the appropriate county board or board of county  
14 commissioners district committee of each established political  
15 party within 3 days of the occurrence of the vacancy. For  
16 vacancies in the office of county board member or commissioner,  
17 the vacancy shall be filled within 60 days by appointment of  
18 the county central committee of the same political party of  
19 which the person the appointee succeeds was a member at the  
20 time of his or her election or appointment. For all other  
21 offices, the ~~The~~ vacancy shall be filled within 60 days by  
22 appointment of the chairman of the county board or board of  
23 county commissioners with the advice and consent of the county

1 board or board of county commissioners. In counties in which  
2 forest preserve district commissioners are elected by  
3 districts and are not also members of the county board,  
4 however, vacancies in the office of forest preserve district  
5 commissioner shall be filled within 60 days by appointment of  
6 the president of the forest preserve district board of  
7 commissioners with the advice and consent of the forest  
8 preserve district board of commissioners. In counties in which  
9 the forest preserve district president is not also a member of  
10 the county board, vacancies in the office of forest preserve  
11 district president shall be filled within 60 days by the forest  
12 preserve district board of commissioners by appointing one of  
13 the commissioners to serve as president. The appointee shall be  
14 a member of the same political party as the person he succeeds  
15 was at the time of his election and shall be otherwise eligible  
16 to serve. The appointee shall serve the remainder of the  
17 unexpired term. However, if more than 28 months remain in the  
18 term, the appointment shall be until the next general election  
19 at which time the vacated office shall be filled by election  
20 for the remainder of the term. In the case of a vacancy in a  
21 seat on a county board or board of county commissioners which  
22 has been divided into districts under Section 2-3003 or  
23 2-4006.5 of the Counties Code, the appointee must also be a  
24 resident of the county board or county commission district. If  
25 a county commissioner ceases to reside in the district that he  
26 or she represents, a vacancy in that office exists.

1           Except as otherwise provided by county ordinance or by law,  
2           in any county which is a home rule unit, vacancies in elective  
3           county offices, other than the office of chief executive  
4           officer, and vacancies in the office of clerk of the circuit  
5           court in a county of less than 3,000,000 population, shall be  
6           filled by the county board or board of county commissioners.  
7           (Source: P.A. 92-189, eff. 8-1-01; 92-583, eff. 6-26-02.)

8           Section 99. Effective date. This Act takes effect upon  
9           becoming law.